



UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)
Plaintiff,)
vs.)
Lavalle, Richard David)
Defendant.)

Case No.: CR 08-1357-AG
ORDER OF DETENTION AFTER
HEARING
[Fed. R. Crim. P. 32.1(a)(6); 18 U.S.C.
§ 3143(a)]

The defendant having been arrested in this District pursuant to a warrant issued by the United States District Court for the CD CA, for alleged violation(s) of the terms and conditions of his/her [probation] [supervised release]; and

The Court having conducted a detention hearing pursuant to Federal Rule of Criminal Procedure 32.1(a)(6) and 18 U.S.C. § 3143(a),

The Court finds that:

A. ~~(X)~~ The defendant has not met his/her burden of establishing by clear and convincing evidence that he/she is not likely to flee if released under 18 U.S.C. § 3142(b) or (c). This finding is based on backgrd, cnty ties unknown due to failure to interview; bail resources unknown; prob viol history and nature of allegations evidence def cannot be relied upon to comply w/conditions of supervision; his apparent substance abuse problem; his conduct in failing to report as ordered

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3 and/or

4 B. (X) The defendant has not met his/her burden of establishing by clear and
5 convincing evidence that he/she is not likely to pose a danger to the safety of any
6 other person or the community if released under 18 U.S.C. § 3142(b) or (c). This
7 finding is based on nature of underlying offense; his
8 substance abuse history; his commission of
9 new offenses while under supervision; his
10 criminal history record, which includes crimes of
11 violence

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13 IT THEREFORE IS ORDERED that the defendant be detained pending further
14 revocation proceedings.

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16 DATED: 1/31/13


17 ROBERT N. BLOCK
18 UNITED STATES MAGISTRATE JUDGE
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